

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7223 of 2017

Arising Out of PS.Case No. -320 Year- 2016 Thana -AURANGABAD TOWN District-
AURANGABAD

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Pravesh Mehta @ Nanhka, Son of Shiv Poojan Mehta Resident of Village-
Mahua Shahid, P.S. Town, District Aurangabad (Bihar).

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amarendra Kumar Singh, Advocate
For the Opposite Party/s : Mr. Narendra Kumar Singh, APP

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 15-03-2017 Heard learned counsel for the petitioner and
the learned A.P.P. for the State.

Petitioner is languishing in judicial custody
since 21.10.2016 in connection with Aurangabad (Town)
P.S. Case No. 320 of 2016 registered for the offence
punishable under Sections 304(B)/34 of the Indian Penal
Code.

The prosecution case, as lodged by the father
of the victim, is that his daughter was married to the
petitioner in the year 2006. It has been alleged by the
informant that petitioner and his family members have
burnt his daughter for dowry.



It has been submitted by the learned counsel for the petitioner that he is innocent, has committed no offence, as children in paragraph 34 of the case diary have stated that their mother has committed suicide by burning herself. It has further been submitted that the postmortem report also specifies death due to burn. It is further submitted that the charge-sheet has already been submitted, hence, there is no chance of tampering with the prosecution evidence.

However, learned A.P.P. for the State submits that the petitioner is the husband and has been named in the First Information Report, hence, opposes the prayer for bail.

Considering the facts and circumstances and the materials on record and that charge-sheet has already been submitted, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Aurangabad (Bihar) in connection with Aurangabad (Town) P.S. Case No. 320 of 2016, subject to the condition that petitioner will appear before the police/ Court on each and every date and his failure to appear on two consecutive



dates without assigning any reason will entail cancellation of his bail bonds.

(Nilu Agrawal, J.)

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